VIRGINIA:

## BEFORE THE VIRGINIA GAS AND OIL BOARD

IN RE:

SUPPLEMENTAL ORDER REGARDING DOCKET NUMBER VGOB 01-0515-0891

ELECTIONS: UNIT J-39 (herein "Subject Drilling Unit")

## REPORT OF BOARD

## **FINDINGS AND ORDER**

This Supplemental Order is entered by the Board *sua sponte* in the form authorized by the Board at hearings held on February 15, 1994 and June 16, 1992; and this Supplemental Order is being recorded for the purpose of supplementing the Order previously in the captioned matter on October 2, 2001 which was recorded at Deed Book 531, Page 486 in the Office of the Clerk of the Circuit Court of Buchanan County, Virginia, on October 4, 2001, (herein "Board Order") and completing the record regarding elections.

<u>Findings:</u> The Board finds that:

The Board Order directed Consol Energy Inc. (herein "Designated Operator") to mail copies of the Board Order to all Respondents whose interests, if any, were pooled by the said Board Order;

The Designated Operator filed its affidavit of elections disclosing that it had mailed a true and correct copy of the Board's Order to all Respondents whose interests, if any, were pooled by said Board Order;

The Board Order required each Respondent whose interests, if any, were pooled by the terms of said Board Order to make an election within thirty (30) days after the date of mailing or recording, as applicable, of said Order; the affidavit of elections filed herein and annexed hereto as Exhibit A states: (i) whether each Respondent has made or failed to make a timely election; (ii) the nature of any election(s) made; and (iii) whether, by reason of a failure to elect or to timely elect one or more Respondents are deemed, under the terms of the Board's Order, to have leased all their rights, title, interests, estates and claims in Subject Drilling Unit to the Applicant;

That the affidavit of elections annexed hereto with the Exhibits submitted therewith identifies the Respondent(s) making a timely election, if any; identifies the Respondent(s), if any, who are deemed to have leased; identifies the conflicting interests and claims which require escrow; identifies the interests and claims, if any, requiring escrow under Virginia Code section 45.1-361.21.D.; and identifies the Respondents, if any, who may be dismissed by reason of having leased or entered into a voluntary agreement with the Applicant.

The affidavit of elections indicates that the escrow of funds is required with regard to Unit J-39;

Order: By this Order, the Board orders the Designated Operator to tender, consistent with and in accordance with the findings set forth at paragraph 2. above and the annexed affidavit of elections with Exhibits thereto, any funds subject to escrow and instructs the Escrow Agent, First Union National Bank, Corporate Trust PA1328,123 Broad Street, Philadelphia, PA 19109-1199, Telephone: (215) 985-3485 or (800) 664-9359, Attn: Don Ballinghoff, or any successor named by the Board to establish interest bearing escrow account(s), IRS Tax Identification Number 54-1629506, in accordance with the information set forth in the affidavit of elections with Exhibits thereto, to receive funds and account to the Board therefore. The respondents listed in Exhibit B-2 to the Affidavit of Elections are dismissed.

Mailing of Order and Filing of Affidavit: The Designated Operator under the captioned Order or shall file an affidavit with the Secretary of the Board within ten (10) days after the date of receipt of this Order stating that a true and correct copy of this Order was mailed to each Respondent whose interests or claims are subject to escrow or who is hereby dismissed and whose address is known within seven seven (7) days from the date of receipt of this Order.

<u>Conclusion:</u> Therefore, the findings and all terms and provisions set forth above be and hereby are granted and IT IS SO ORDERED.

Effective Date: This Order shall be effective on the date of its execution.

DONE AND EXECUTED this 28<sup>th</sup> day of 12002, by a majority of the Virginia Gas and Oil Board.

STATE OF VIRGINIA COUNTY OF WISE

Acknowledged on this 18 th day of Lebruary, 2002, personally before me a notary public in and for the Commonwealth of Virginia, appeared Benny R. Wampler, being duly sworn did depose and say that he is Chairman of the Virginia Gas and Oil Board, that he executed the same and was authorized to do so.

Susan G. Garrett
Notary

My commission expires: July 31,2002.

DONE AND PERFORMED THIS 6th day of March

, 2002, by Order of the Board.

B. K. Wilson,

Director of the Division of Gas & Oil Board and

Principal Executive to the Board

STATE OF VIRGINIA COUNTY OF WASHINGTON

Acknowledged on this day of day of day, 2002, personally before me a notary public in and for the Commonwealth of Virginia, appeared B. R. Wilson, being duly sworn did depose and say that he is Director of the Division of Gas & Oil Board and Principal Executive to the Board, that he executed the same and was authorized to do so.

the same and was authorized to do so.

My commission expires: 9/30/05

Diane J. Davis, Notary

Order Recorded Under Code of Virginia Section 45.1-361.26 VIRGINIA:

### Exhibit A

### BEFORE THE VIRGINIA GAS AND OIL BOARD

IN RE:

Application of Buchanan Production Company for Forced Pooling of Interests in CBM Unit J-39 VGOB 01-0515-0891 in the Garden District of Buchanan County, Virginia

AFFIDAVIT OF Consol Energy Inc. (herein "Designated Operator") REGARDING ELECTIONS, ESCROW AND SUPPLEMENTAL ORDER

Leslie K. Arrington, being first duly sworn on oath, deposes and says:

That your affiant is employed by Consol Energy Inc., as a Gas Engineer and is duly authorized to make this affidavit on behalf of Consol Energy Inc., the designated operator,

That the Order entered on October 2, 2001, by the Virginia Gas and Oil Board (hereinafter "Board") regarding the captioned CBM Unit required the Applicant to mail a true and correct copy of said Order to each person pooled by the Order;

That within seven (7) days of receipt of an executed copy of the Order referred to at paragraph 2. above, your affiant caused a true and correct copy of said Order to be mailed via the United States Postal Service to each Respondent named in the captioned Application, whose address was known, and to all persons, if any, who were added as Respondents at the hearing held in the captioned matter; that proof of such mailing has previously been tendered to the Division of Gas and Oil, the Office of the Gas and Oil Inspector, at Abingdon, Virginia;

That the Order of the Board in the captioned matter required all persons pooled thereby to tender their written elections to the Unit Operator within thirty (30) days of the date the Order was recorded in the county identified above; that said Order was recorded on October 4, 2001:

That the designated operator Consol Energy Inc. has established procedures to review all mail received and all written documents received other than by mail to ascertain whether parties whose interests have been pooled have made a written election, in a timely fashion, as required by the captioned Order; that said procedures were followed to identify the elections, if any, made with regard to the Subject Unit; that the following persons delivered, by mail or otherwise, written elections the Unit Operator, within the thirty day elections period:

None

That Respondents identified in Exhibit B-3 hereto are, having failed to make any election, deemed to have leased their coalbed methane rights, interests and claims to Applicant, all as provided in the Board's Order of October 2, 2001;

See attached Exhibit B-3

That the rights, interests and claims of the following persons are subject to escrow under the Board's Order pooling the captioned Unit, Board Regulations and the Code of Virginia:

See attached Exhibit E

That after the pooling hearing held in the captioned matter, the following persons have leased or entered into a voluntary agreement with the Designated Operator:

### See attached Exhibit B-2

That to the extent any of said persons listed in Exhibit B-2 have rights, they should be dismissed as respondents; the Operator requests that the following persons be dismissed as Respondents:

Virginia Gas Distributing Company, Caroline Cole Heirs, Devisees, Successors or Assigns including Harold G. Cole, Donald T. Cole, Norma Cole & Ulvert Dotson, Lena McDonald, James W. Burress, Margaret M. Davis, Lucille Cooper Christian, Karen C. & Brian Rowe, Sharon Cooper & William Daniels, Rebecca Cooper, Caroline C. & Claude V. Keen, Nancy Cole, Edith G. Street, Frederick H. & Elaine Combs, III, Martha E. Combs and Carol & John Ervin

That the persons identified in Exhibit EE attached hereto have entered into royalty split agreements that allow the Applicant/Designated Operator to pay them directly without the need to escrow funds which would otherwise be in conflict.

### None

That pursuant to the provisions of VAC 25-160-70.A.10. and C. and VAC 25-160-80 the annexed supplemental order sets forth the interests and claims that require escrow of funds pursuant to Virginia Code sections 45.1-361.21.D. and 45.1-361.22.A.3. and 4.

Dated at Tazewell, Virginia, this 2157 day of	February ,2002.  Sellie V. Mangfor  Leslie K. Arrington
Taken, subscribed and sworn to before me by Leslie K. A behalf of the corporate Designated Operator, this 215+	Arrington as Gas Engineer of Consol Energy Inc., on day of
My commission expires: $10/31/05$	

PROPERTY LINES PROVIDED BY CO N 349,046.32 E 1,015,929.31	2	3C 3E 10	JA JA
Company <u>CONSOL</u>	Energy Inc.		EXHIBIT A  DAKWOOD FIELD UNIT J-39  FORCE POOLING  VGOB-01-0515-0891  Time and Number UNIT J-39
Tract No.	Elev	vation arden	Ouadranges Reed Wolfmform Scale: 1 400' Date 4961  or a final plate 10000

# **CONSOL ENERGY INC.**

# **UNIT J - 39**

# **Tract Identifications**

1.	Reserve Coal Properties Company - Coal Below Tiller Seam Leased Buchanan Production Company - CBM Leased (Coal Seams Below Tiller Seam) 27.67 acres 34.5875%
1A. 1B.	Bucky McConnell, et al Surface C. L. Ritter Lumber Company Tr 41 - Surface
2.	Yukon Pocahontas Coal Company, et al. Tr 32 - Coal, Oil & Gas Reserve Coal Properties Company - Below Drainage Coal Leased Jewell Smokeless Coal Corp Above Drainage Coal Leased Buchanan Production Company - CBM Leased Milfred Maxwell, et al Surface 19.14 acres 23.9250%
3.	C. L. Ritter Lumber Company Tr 40 - Coal, Oil & Gas Reserve Coal Properties Company - Coal Below Tiller Seam Leased Buchanan Production Company - CBM Leased (Coal Seams Below Tiller Seam) 27.08 acres 33.8500 %
3A. 3B. 3C.	Bucky McConnell, et al Surface Norfolk Southern Corp Surface Unknown Surface Owner
4.	Norfolk Southern Corp Fee Island Creek Coal Company - P-3 Seam Leased 0.50 acres 0.6250 %
5.	Norfolk Southern Corp Fee (Except Coal Below 800') C. L Ritter Lumber Company Tr 40 - Coal Below 800' Reserve Coal Properties Company - Coal Below 800' Leased Pocahontas Gas Partnership - CBM Leased Below 800' 2.52 acres 3.1500 %
6.	Norfolk Southern Corp Fee (Except Coal Below 800') Claude V. Keen, et al Coal Below 800' (Except 1/9 <sup>th</sup> Int in P-3 Seam) Island Creek Coal Company/Consolidation Coal Company - 1/9 <sup>th</sup> Int in P-3 Seam Island Creek Coal Company/Consolidation Coal Company - Coal Below 800' Leased Virginia Gas Exploration Company - CBM Leased-Coal Below 800' (98.7654 % Except 1/9 <sup>th</sup> of P-3 Seam) Buchanan Production Company - CBM Lease Assignee 0.68 acres 0.8500 %

## CONSOL ENERGY INC.

## **UNIT J - 39**

### **Tract Identifications**

7. Claude V. Keen, et al. - Coal (Except 1/9<sup>th</sup> Int in P-3 Seam and Jawbone Seam) Island Creek Coal Company/Consolidation Coal Company - 1/9<sup>th</sup> Int in P-3 Seam Jewell Smokeless Coal Corp. - Jawbone Seam Island Creek Coal Company/Consolidation Coal Company - Below Drainage Coal Leased Jewell Smokeless Coal Corp. - Above Drainage Coal Leased (Except Jawbone Seam) Virginia Gas Exploration Company - CBM Leased (98.7654 % Except 1/9<sup>th</sup> of P-3 Seam) Buchanan Production Company - CBM Lease Assignee Claude V. Keen, et al. - Oil & Gas Virginia Gas Exploration Company - Oil, Gas and CBM Leased (98.7654 %) Buchanan Production Company - CBM Lease Assignee Claude V. Keen, et al. - Surface 0.07 acres 0.0875 %

Norfolk Southern Corp. - Fee (Except Coal Below 800')
Claude V. Keen, et al. - Coal Below 800' (Except 1/9<sup>th</sup> Int in P-3 Seam)
Island Creek Coal Company/Consolidation Coal Company - 1/9<sup>th</sup> Int in P-3 Seam
Island Creek Coal Company/Consolidation Coal Company - Coal Below 800' Leased
Virginia Gas Exploration Company - CBM Leased-Coal Below 800'
(98.7654 % Except 1/9<sup>th</sup> of P-3 Seam)
Buchanan Production Company - CBM Lease Assignee

1.48 acres 1.8500 %

8.

10.

9. Bucky McConnell, et al. - Fee Island Creek Coal Company/Consolidation Coal Company - Tiller Seam and Below Leased Virginia Gas Exploration Company - CBM Leased Buchanan Production Company - CBM Lease Assignee 0.48 acres 0.6000 %

Bucky McConnell, et al. **OR** Norfolk Southern Corp. - OVERLAP - Fee Island Creek Coal Company/Consolidation Coal Company - Tiller Seam and Below Leased **OR** Island Creek Coal Company/Consolidation Coal Company - P-3 Seam Leased Virginia Gas Exploration Company - CBM Leased **OR** Virginia Gas Exploration Company - CBM Leased - Coal Below 800'

Buchanan Production Company - CBM Lease Assignee 0.38 acres 0.4750 %

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# Exhibit BROW 542 PAGE 299 Unit J-39

# Docket # VGOB-01-0515-0891 List of Respondents to be Dismissed

			Acres in Unit	Percent of Unit	Reason for Dismissal
#6, 0.6	8 Acres				
СВМ	LEASEHO	OLD OWNERSHIP			
(1)	P.O. Box	Gas Distributing Company x 2407 n, VA 24212			Assignment of Lease to BPC
	-	FEE OWNERSHIP			
		Caroline Cole Heirs, Devisees, Successors or Assigns (Coal below 800')	0.68 acres 8/9 of 0.68 acres	0.8500%	
	, ,	Gallie Cole Heirs, Devisees, Successors or Assigns			
	(	(a.1) Harold G. Cole * 1436 Betana Avenue Akron, OH 44310	0.0504 acres 2/27 of 0.68 acres	0.0630%	Assignment of Lease to BP0
	(	(a.2) Donald T. Cole * P.O. Box 162 Grundy, VA 24614	0.0504 acres 2/27 of 0.68 acres	0.0630%	Assignment of Lease to BP0
	(	(a.3) Norma Cole & Ulvert Dotson * P.O. Box 226 Rosedale, VA 24280	0.0504 acres 2/27 of 0.68 acres	0.0630%	Assignment of Lease to BP0
		Leonard P. Cole Heirs, Devisees, Successors or Assigns			
	!	(b.1) Lena McDonald * P.O. Box 323 Roaring Gap, NC 28668	0.0756 acres 1/9 of 0.68 acres	0.0944%	Assignment Lease to BP
	, ,	Trula Burress Heirs, Devisees, Successors or Assigns			
		(c.1) James W. Burress * 22638 Aven Lane Abingdon, VA 24211	0.0378 acres 1/18 of 0.68 acres	0.0472%	Assignment Lease to BP
		(c.2) Margaret M. Davis * P.O. Box 10 Richlands, VA 24641	0.0378 acres 1/18 of 0.68 acres	0.0472%	Assignment Lease to BP
		Garnett Cole Cooper Heirs, Devisees, Successors or Assigns			
		(d.2) Lucille Cooper Christian * P.O. Box 51 Raysal, WV 24879	0.0028 acres 1/243 of 0.68 acres	0.0035%	Assignment Lease to BP
		(d.3) Karen C. & Brian Rowe * P.O. Box 781 Hanover, WV 24839	0.0028 acres 1/243 of 0.68 acres	0.0035%	Assignment Lease to BF
		(d.4) Sharon Cooper & William Daniels * P.O. Box 1627 Gilbert, WV 25621	0.0028 acres 1/243 of 0.68 acres	0.0035%	Assignment Lease to BF
		P	a 1 of 8		Rev 2/19/02

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# Exhibit B-2 BOOK Unit J-39 Docket # VGOB-01-0515-0891 List of Respondents to be Dismissed

	Acres in Unit	Percent of Unit	Reason for Dismissal
(d.5) Rebecca Cooper * P.O. Box 314 Hurley, VA 24620	0.0028 acres 1/243 of 0.68 acres	0.0035%	Assignment of Lease to BPC
(e) Carolyn Cole Jones Heirs, Devisees, Successors or Assigns			
(e.1) Caroline C. & Claude V. Keen * P.O. Box 233 Whitewood, VA 24657	0.1763 acres 7/27 of 0.68 acres	0.2204%	Assignment of Lease to BPC
<ul><li>(g) Kermit F. &amp; Mona McNeil Cole Heirs, Devisees, Successors or Assigns</li></ul>			
(g.1) Nancy J. Cole * 208 Berkley Street Beckley, WV 25802	0.0756 acres 1/9 of 0.68 acres	0.0944%	Assignment of Lease to BPC
Tract #7, 0.07 Acres			
CBM LEASEHOLD OWNERSHIP			
(1) Virginia Gas Distributing Company P.O. Box 2407 Abingdon, VA 24212			Assignment of Lease to BPC
COAL FEE OWNERSHIP			
Caroline Cole Heirs, Devisees, Successors or Assigns et al.	0.07 acres	0.0875%	
(1) Caroline Cole Heirs, Devisees, Successors or Assigns (Coal below 800')	0.0622 acres 8/9 of 0.07 acres	0.0778%	
(a) Gallie Cole Heirs, Devisees, Successors or Assigns			
(a.1) Harold G. Cole * 1436 Betana Avenue Akron, OH 44310	0.0052 acres 2/27 of 0.07 acres	0.0065%	Assignment of Lease to BPC
(a.2) Donaid T. Cole * P.O. Box 162 Grundy, VA 24614	0.0052 acres 2/27 of 0.07 acres	0.0065%	Assignment of Lease to BPC
(a.3) Norma Cole & Ulvert Dotson * P.O. Box 226 Rosedale, VA 24280	0.0052 acres 2/27 of 0.07 acres	0.0065%	Assignment of Lease to BPC
(b) Leonard P. Cole Heirs, Devisees, Successors or Assigns			
(b.1) Lena McDonald * P.O. Box 323 Roaring Gap, NC 28668	0.0078 acres 1/9 of 0.07 acres	0.0097%	Assignment of Lease to BPC
(c) Trula Burress Heirs, Devisees, Successors or Assigns			

Exhibit B-2 Unit J-39

BOOK 542 PAGE 301

## Docket # VGOB-01-0515-0891 List of Respondents to be Dismissed

(c.1) James W. Burress *		of Unit	for Dismissal
22638 Aven Lane	0.0039 acres 1/18 of 0.07 acres	0.0049%	Assignment of Lease to BPC
Abingdon, VA 24211	0.0020 pares	0.00408/	Analanment of
(c.2) Margaret M. Davis * P.O. Box 10 Richlands, VA 24641	0.0039 acres 1/18 of 0.07 acres	0.0049%	Assignment of Lease to BPC
(d) Garnett Cole Cooper Heirs, Devisees, Successors or Assigns			
(d.2) Lucille Cooper Christian * P.O. Box 51 Raysal, WV 24879	0.0003 acres 1/243 of 0.07 acres	0.0004%	Assignment of Lease to BPC
(d.3) Karen C. & Brian Rowe * P.O. Box 781 Hanover, WV 24839	0.0003 acres 1/243 of 0.07 acres	0.0004%	Assignment of Lease to BPC
(d.4) Sharon Cooper & William Daniels * P.O. Box 1627 Gilbert, WV 25621	0.0003 acres 1/243 of 0.07 acres	0.0004%	Assignment of Lease to BPC
(d.5) Rebecca Cooper * P.O. Box 314 Hurley, VA 24620	0.0003 acres 1/243 of 0.07 acres	0.0004%	Assignment of Lease to BPC
(e) Carolyn Cole Jones Heirs, Devisees, Successors or Assigns			
(e.1) Caroline C. & Claude V. Keen * P.O. Box 233 Whitewood, VA 24657	0.0181 acres 7/27 of 0.07 acres	0.0227%	Assignment of Lease to BPC
(g) Kermit F. & Mona McNeil Cole Heirs, Devisees, Successors or Assigns			
(g.1) Nancy J. Cole * 208 Berkley Street Beckley, WV 25802	0.0078 acres 1/9 of 0.07 acres	0.0097%	Assignment of Lease to BPC
OIL & GAS FEE OWNERSHIP			
(1) Caroline Cole Heirs, Devisees, Successors or Assigns	0.07 acres	0.0875%	
(a) Gallie Cole Heirs, Devisees, Successors or Assigns			
(a.1) Harold G. Cole * 1436 Betana Avenue Akron, OH 44310	0.0052 acres 2/27 of 0.07 acres	0.0065%	Assignment of Lease to BPC
(a.2) Donald T. Cole * P.O. Box 162 Grundy, VA 24614	0.0052 acres 2/27 of 0.07 acres	0.0065%	Assignment of Lease to BPC
(a.3) Norma Cole & Ulvert Dotson * P.O. Box 226 Rosedale, VA 24280	0.0052 acres 2/27 of 0.07 acres	0.0065%	Assignment of Lease to BPC

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# Exhibit B-2 Unit J-39 Docket # VGOB-01-0515-0891 List of Respondents to be Dismissed

	Acres in Unit	Percent of Unit	Reason for Dismissal
(b) Leonard P. Cole Heirs, Devisees, Successors or Assigns			
(b.1) Lena McDonald * P.O. Box 323 Roaring Gap, NC 28668	0.0078 acres 1/9 of 0.07 acres	0.0097%	Assignment of Lease to BPC
(c) Trula Burress Heirs, Devisees,			
Successors or Assigns	0.000	0.00400/	Assimpment of
(c.1) James W. Burress * 22638 Aven Lane Abingdon, VA 24211	0.0039 acres 1/18 of 0.07 acres	0.0049%	Assignment of Lease to BPC
(c.2) Margaret M. Davis * P.O. Box 10 Richlands, VA 24641	0.0039 acres 1/18 of 0.07 acres	0.0049%	Assignment of Lease to BPC
(d) Garnett Cole Cooper Heirs, Devisees, Successors or Assigns			
•	0.0003 acres	0.0004%	Assignment of
(d.2) Lucille Cooper Christian * P.O. Box 51 Raysal, WV 24879	1/243 of 0.07 acres	0.000-70	Lease to BPC
(d.3) Karen C. & Brian Rowe *	0.0003 acres	0.0004%	Assignment of
P.O. Box 781 Hanover, WV 24839	1/243 of 0.07 acres		Lease to BPC
(d.4) Sharon Cooper & William Daniels * P.O. Box 1627 Gilbert, WV 25621	0.0003 acres 1/243 of 0.07 acres	0.0004%	Assignment of Lease to BPC
(d.5) Rebecca Cooper * P.O. Box 314	0.0003 acres 1/243 of 0.07 acres	0.0004%	Assignment of Lease to BPC
Hurley, VA 24620			
(e) Carolyn Cole Jones Heirs, Devisees, Successors or Assigns			
(e.1) Caroline C. & Claude V. Keen * P.O. Box 233 Whitewood, VA 24657	0.0181 acres 7/27 of 0.07 acres	0.0227%	Assignment of Lease to BPC
(g) Kermit F. & Mona McNeil Cole Heirs, Devisees, Successors or Assigns			
(g.1) Nancy J. Cole *	0.0078 acres	0.0097%	Assignment of
208 Berkley Street Beckley, WV 25802	1/9 of 0.07 acres		Lease to BPC
(h) Hinsel Cole Heirs, Devisees, Successors or Assigns			
(h.1) Edith G. Street *	0.0039 acres	0.0049%	Assignment of
P.O. Box 792 Grundy, VA 24614	1/18 of 0.07 acres		Lease to BPC
(h.2) Marion S. Combs Heirs, Devisees, Successors or Assigns			

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# Unit J-39 BOOK 542 PAGE 303 Docket # VGOB-01-0515-0891 t of Respondents to be 5 List of Respondents to be Dismissed

	Acres in Unit	Percent of Unit	Reason for Dismissal
(h.2.1) Frederick H. & Elane Combs III * 318 East Fincastle Tazewell, VA 24651	0.0013 acres 1/54 of 0.07 acres	0.0016%	Assignment of Lease to BPC
(h.2.2) Martha E. Combs * P.O. Box 1404 Abingdon, VA 24210	0.0013 acres 1/54 of 0.07 acres	0.0016%	Assignment of Lease to BPC
(h.2.3) Carol & John Irvin * 4710 Hunterwood Circle Richmond, TX 77469	0.0013 acres 1/54 of 0.07 acres	0.0016%	Assignment of Lease to BPC
ct #8, 1.48 Acres			
CBM LEASEHOLD OWNERSHIP			
(1) Virginia Gas Distributing Company P.O. Box 2407 Abingdon, VA 24212			Assignment of Lease to BPC
COAL FEE OWNERSHIP			
Norfolk Southern Corporation et al.	1.48 acres	1.8500%	
(2) Caroline Cole Heirs, Devisees, Successors or Assigns (Coal bel. 800', exc. 1/9 int. P3)	1.3156 acres 8/9 of 1.48 acres	1.6444%	
(a) Gallie Cole Heirs, Devisees, Successors or Assigns			
(a.1) Harold G. Cole * 1436 Betana Avenue Akron, OH 44310	0.1096 acres 2/27 of 1.48 acres	0.1370%	Assignment of Lease to BPC
(a.2) Donald T. Cole * P.O. Box 162 Grundy, VA 24614	0.1096 acres 2/27 of 1.48 acres	0.1370%	Assignment of Lease to BPC
(a.3) Norma Cole & Ulvert Dotson * P.O. Box 226 Rosedale, VA 24280	0.1096 acres 2/27 of 1.48 acres	0.1370%	Assignment of Lease to BPC
(b) Leonard P. Cole Heirs, Devisees, Successors or Assigns			
(b.1) Lena McDonald * P.O. Box 323 Roaring Gap, NC 28668	0.1644 acres 1/9 of 1.48 acres	0.2056%	Assignment of Lease to BPC
(c) Trula Burress Heirs, Devisees, Successors or Assigns			
(c.1) James W. Burress * 22638 Aven Lane Abingdon, VA 24211	0.0822 acres 1/18 of 1.48 acres	0.1028%	Assignment of Lease to BPC
(c.2) Margaret M. Davis * P.O. Box 10 Richlands, VA 24641	0.0822 acres 1/18 of 1.48 acres	0.1028%	Assignment of Lease to BPC

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# Exhibit B-2 Unit J-39 Docket # VGOB-01-0515-0891 List of Respondents to be Dismissed

		Acres in Unit	Percent of Unit	Reason for Dismissal
	(d) Garnett Cole Cooper Heirs, Devisees, Successors or Assigns			
	(d.2) Lucille Cooper Christian * P.O. Box 51 Raysal, WV 24879	0.0061 acres 1/243 of 1.48 acres	0.0076%	Assignment of Lease to BPC
	(d.3) Karen C. & Brian Rowe * P.O. Box 781 Hanover, WV 24839	0.0061 acres 1/243 of 1.48 acres	0.0076%	Assignment of Lease to BPC
	(d.4) Sharon Cooper & William Daniels * P.O. Box 1627 Gilbert, WV 25621	0.0061 acres 1/243 of 1.48 acres	0.0076%	Assignment of Lease to BPC
	(d.5) Rebecca Cooper * P.O. Box 314 Hurley, VA 24620	0.0061 acres 1/243 of 1.48 acres	0.0076%	Assignment of Lease to BPC
	(e) Carolyn Cole Jones Heirs, Devisees, Successors or Assigns			
	(e.1) Caroline C. & Claude V. Keen * P.O. Box 233 Whitewood, VA 24657	0.3837 acres 7/27 of 1.48 acres	0.4796%	Assignment of Lease to BPC
	(g) Kermit F. & Mona McNeil Cole Heirs, Devisees, Successors or Assigns			
	(g.1) Nancy J. Cole * 208 Berkley Street Beckley, WV 25802	0.1644 acres 1/9 of 1.48 acres	0.2056%	Assignment of Lease to BPC
Tract #9 - 0.4				
<u>CBM</u>	<u>LEASEHOLD OWNERSHIP</u>			
(1)	Virginia Gas Distributing Company P.O. Box 2407 Abingdon, VA 24212			Assignment of Lease to BPC
	COAL FEE OWNERSHIP			
	(1) A. B. Jewell Estate *	0.48 acres	0.6000%	
	(a) Artemus B. Jewell, Jr. P.O. Box 117 Columbia Falls, ME 04623	0.08 acres 1/6 of 0.48 acres	0.1000%	Assignment of Lease to BPC
	(b) Bucky McConnell, Executrix P.O. Box 512 Tazewell, VA 24651	0.08 acres 1/6 of 0.48 acres	0.1000%	Assignment of Lease to BPC
	(c) Nancy J. Lowe P.O. Box 383 Tazewell, VA 24651	0.08 acres 1/6 of 0.48 acres	0.1000%	Assignment of Lease to BPC
	(d) Polly Ann Mallory 1218 Sunset Drive Richlands, VA 24641	0.08 acres 1/6 of 0.48 acres	0.1000%	Assignment of Lease to BPC
		Page 6 of 8		Rev. 2/19/02

Exhibit B-2 BOOK 542 PAGE 305

# Docket # VGOB-01-0515-0891 List of Respondents to be Dismissed

		Acres in Unit	Percent of Unit	Reason for Dismissal
	(e) Janice Kear P.O. Box 1609 Chillicothe, OH 45601	0.08 acres 1/6 of 0.48 acres	0.1000%	Assignment of Lease to BPC
	(f) Luanne Pugh 1224 2nd Street Richlands, VA 24641	0.08 acres 1/6 of 0.48 acres	0.1000%	Assignment of Lease to BPC
!	OIL & GAS FEE OWNERSHIP			
	(1) A. B. Jewell Estate *	0.48 acres	0.6000%	
	(a) Artemus B. Jewell, Jr. P.O. Box 117 Columbia Falls, ME 04623	0.08 acres 1/6 of 0.48 acres	0.1000%	Assignment of Lease to BPC
	(b) Bucky McConnell, Executrix P.O. Box 512 Tazewell, VA 24651	0.08 acres 1/6 of 0.48 acres	0.1000%	Assignment of Lease to BPC
	(c) Nancy J. Lowe P.O. Box 383 Tazewell, VA 24651	0.08 acres 1/6 of 0.48 acres	0.1000%	Assignment of Lease to BPC
	(d) Polly Ann Mallory 1218 Sunset Drive Richlands, VA 24641	0.08 acres 1/6 of 0.48 acres	0.1000%	Assignment of Lease to BPC
	(e) Janice Kear P.O. Box 1609 Chillicothe, OH 45601	0.08 acres 1/6 of 0.48 acres	0.1000%	Assignment of Lease to BPC
	(f) Luanne Pugh 1224 2nd Street Richlands, VA 24641	0.08 acres 1/6 of 0.48 acres	0.1000%	Assignment of Lease to BPC
Tract #10 - 0.	38 acres			
CBM	LEASEHOLD OWNERSHIP			
(1)	Virginia Gas Distributing Company P.O. Box 2407 Abingdon, VA 24212			Assignment of Lease to BPC
	COAL FEE OWNERSHIP			
	(1) A. B. Jewell Estate *	0.38 acres	0.4750%	
	(a) Artemus B. Jewell, Jr. P.O. Box 117 Columbia Falls, ME 04623	0.06 acres 1/6 of 0.38 acres	0.0792%	Assignment of Lease to BPC
	(b) Bucky McConnell, Executrix P.O. Box 512 Tazewell, VA 24651	0.06 acres 1/6 of 0.38 acres	0.0792%	Assignment of Lease to BPC

# Exhibit B-2 80 Unit J-39 Docket # VGOB-01-0515-0891 List of Respondents to be Dismissed

		Acres in Unit	Percent of Unit	Reason for Dismissal
(c)	Nancy J. Lowe P.O. Box 383 Tazewell, VA 24651	0.06 acres 1/6 of 0.38 acres	0.0792%	Assignment of Lease to BPC
(d)	Polly Ann Mallory 1218 Sunset Drive Richlands, VA 24641	0.06 acres 1/6 of 0.38 acres	0.0792%	Assignment of Lease to BPC
(e)	Janice Kear P.O. Box 1609 Chillicothe, OH 45601	0.06 acres 1/6 of 0.38 acres	0.0792%	Assignment of Lease to BPC
(f)	Luanne Pugh 1224 2nd Street Richlands, VA 24641	0.06 acres 1/6 of 0.38 acres	0.0792%	Assignment of Lease to BPC
<u> </u>	GAS FEE OWNERSHIP			
(1)	A. B. Jewell Estate *	0.38 acres	0.4750%	
(a)	Artemus B. Jewell, Jr. P.O. Box 117 Columbia Falls, ME 04623	0.06 acres 1/6 of 0.38 acres	0.0792%	Assignment of Lease to BPC
(b)	Bucky McConnell, Executrix P.O. Box 512 Tazewell, VA 24651	0.06 acres 1/6 of 0.38 acres	0.0792%	Assignment of Lease to BPC
(c)	Nancy J. Lowe P.O. Box 383 Tazewell, VA 24651	0.06 acres 1/6 of 0.38 acres	0.0792%	Assignment of Lease to BPC
(d)	Polly Ann Mallory 1218 Sunset Drive Richlands, VA 24641	0.06 acres 1/6 of 0.38 acres	0.0792%	Assignment of Lease to BPC
(e)	Janice Kear P.O. Box 1609 Chillicothe, OH 45601	0.06 acres 1/6 of 0.38 acres	0.0792%	Assignment of Lease to BPC
<b>(f)</b>	Luanne Pugh 1224 2nd Street Richlands, VA 24641	0.06 acres 1/6 of 0.38 acres	0.0792%	Assignment of Lease to BPC

<sup>\*</sup> Leased by Virginia Gas Distribution Company (previously Edwards & Harding), now assigned to BPC.

# Exhibit B-3 UNIT J-39 Docket # VGOB-01-0515-0891 List of Unleased Owners/Claimants

		Acres in Unit	Percent of Unit
COAL	FEE OWNERSHIP		
Tract	#4, 0.50 Acres		
(1)	Norfolk Southern Corporation Real Estate Department 185 Spring Street Atlanta, GA 30303	0.50 acres	0.6250%
Tract	#5, 2.52 Acres		
(1)	Norfolk Southern Corporation (exc. Coal bel. 800') Real Estate Department 185 Spring Street Atlanta, GA 30303	2.52 acres	3.1500%
Tract	#6, 0.68 Acres		
(1)	Norfolk Southern Corporation (exc. Coal bel. 800') Real Estate Department 185 Spring Street Atlanta, GA 30303	0.68 acres	0.8500%
(2)	Caroline Cole Heirs, Devisees, Successors or Assigns (Coal below 800')	0.68 acres 8/9 of 0.68 acres	0.8500%
(d)	Garnett Cole Cooper Heirs, Devisees, Successors or Assigns		
	(d.1) Therman G. & Iris A. Cooper P.O. Box 782 Doran, VA 24612	0.0084 acres 1/81 of 0.68 acres	0.0105%
Tract	#7, 0.07 Acres		
	Caroline Cole Heirs, Devisees, Successors or Assigns et al.	0.07 acres	0.0875%
(1)	Caroline Cole Heirs, Devisees, Successors or Assigns (Coal below 800') *	0.0622 acres 8/9 of 0.07 acres	0.0778%
(d)	Garnett Cole Cooper Heirs, Devisees, Successors or Assigns		
	(d.1) Therman G. & Iris A. Cooper P.O. Box 782 Doran, VA 24612	0.0009 acres 1/81 of 0.07 acres	0.0011%
Tract	#8, 1.48 Acres		
	Norfolk Southern Corporation et al.	1.48 acres	1.8500%
(1)	Norfolk Southern Corporation (ex. Coal bel. 800') Real Estate Department 185 Spring Street Atlanta, GA 30303	1.48 acres	1.8500%

## Exhibit B-3 UNIT J-39

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## Docket # VGOB-01-0515-0891 List of Unleased Owners/Claimants

-			Acre	es in Unit	Percent of Unit
	(2)	Caroline Cole Heirs, Devisees, Successors or Assigns (Coal bel. 800', exc. 1/9 int. P3)	1.3156 8/9	acres of 1.48 acres	1.6444%
	(d)	Garnett Cole Cooper Heirs, Devisees, Successors or Assigns			
		(d.1) Therman G. & Iris A. Cooper P.O. Box 782 Doran, VA 24612	0.0183 1/81	acres of 1.48 acres	0.0228%
	Tract:	#10 - 0.38 acres			
	(1)	A. B. Jewell Estate *	0.38	acres	0.4750%
		(OR)			
	(1)	Norfolk Southern Corporation Real Estate Department 185 Spring Street Atlanta, GA 30303	0.38	acres	0.4750%
II.	OIL &	GAS FEE OWNERSHIP			
	Tract:	#4, 0.50 Acres			
	(1)	Norfolk Southern Corporation Real Estate Department 185 Spring Street Atlanta, GA 30303	0.50	acres	0.6250%
	Tract:	#5, 2.52 Acres			
	(1)	Norfolk Southern Corporation Real Estate Department 185 Spring Street Atlanta, GA 30303	2.52	acres	3.1500%
	Tract	#6, 0.68 Acres			
	(1)	Norfolk Southern Corporation Real Estate Department 185 Spring Street Atlanta, GA 30303	0.68	acres	0.8500%
	Tract :	#7, 0.07 Acres			
	(1)	Caroline Cole Heirs, Devisees, Successors or Assigns	0.07	acres	0.0875%
	(a)	Gallie Cole Heirs, Devisees, Successors or Assigns			
	(d)	Garnett Cole Cooper Heirs, Devisees, Successors or Assigns			

# Exhibit B-3 UNIT J-39 Docket # VGOB-01-0515-0891 List of Unleased Owners/Claimants

		Acro	es in Unit	Percent of Unit
	(d.1) Therman G. & Iris A. Cooper P.O. Box 782 Doran, VA 24612		acres of 0.07 acres	0.0011%
<u>Tract</u>	#8, 1.48 Acres			
(1)	Norfolk Southern Corporation Real Estate Department 185 Spring Street Atlanta, GA 30303	1.48	acres	1.8500%
Tract	#10 - 0.38 acres			
(1)	A. B. Jewell Estate *	0.38	acres	0.4750%
	(OR - Due to mapping overlap)			
(1)	Norfolk Southern Corporation Real Estate Department 185 Spring Street Atlanta, GA 30303	0.38	acres	0.4750%

 $<sup>^{\</sup>star}$  Leased by Virginia Gas Distribution Company (previously Edwards & Harding), assigned to BPC.

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		Acres in Unit	Percent of Unit
Tract #5, 2.5	2 Acres		
COAL	FEE OWNERSHIP		
(2)	C. L. Ritter Lumber Company, Tr.40 (Coal bel. 800') P.O. Box 700 Huntington, WV 25711	2.52 acres	3.150%
OIL 8	GAS FEE OWNERSHIP		
(1)	Norfolk Southern Corporation Real Estate Department 185 Spring Street Atlanta, GA 30303	2.52 acres	3.150%
Tract #6, 0.6	88 Acres		
COAL	FEE OWNERSHIP		
(1)	Norfolk Southern Corporation (exc. Coal bel. 800') Real Estate Department 185 Spring Street Atlanta, GA 30303	0.68 acres	0.850%
(2)	Caroline Cole Heirs, Devisees, Successors or Assigns (Coal below 800')	0.68 acres	0.850%
(8	) Gallie Cole Heirs, Devisees, Successors or Assigns		
	(a.1) Harold G. Cole * 1436 Betana Avenue Akron, OH 44310	0.0504 acres 2/27 of 0.68 acres	0.063%
	(a.2) Donald T. Cole * P.O. Box 162 Grundy, VA 24614	0.0504 acres 2/27 of 0.68 acres	0.063%
	(a.3) Norma Cole & Ulvert Dotson * P.O. Box 226 Rosedale, VA 24280	0.0504 acres 2/27 of 0.68 acres	0.063%
d)	) Leonard P. Cole Heirs, Devisees, Successors or Assigns		
	(b.1) Lena McDonald * P.O. Box 323 Roaring Gap, NC 28668	0.0756 acres 1/9 of 0.68 acres	0.094%
(0	) Trula Burress Heirs, Devisees, Successors or Assigns		
	(c.1) James W. Burress * 22638 Aven Lane Abingdon, VA 24211	0.0378 acres 1/18 of 0.68 acres	0.047%

	Acres in Unit	Percent of Unit
(c.2) Margaret M. Davis * P.O. Box 10 Richlands, VA 24641	0.0378 acres 1/18 of 0.68 acres	0.047%
(d) Garnett Cole Cooper Heirs, Devisees, Successors or Assigns		
(d.1) Therman G. & Iris A. Cooper P.O. Box 782 Doran, VA 24612	0.0084 acres 1/81 of 0.68 acres	0.0105%
(d.2) Lucille Cooper Christian * P.O. Box 51 Raysal, WV 24879	0.0028 acres 1/243 of 0.68 acres	0.0035%
(d.3) Karen C. & Brian Rowe * P.O. Box 781 Hanover, WV 24839	0.0028 acres 1/243 of 0.68 acres	0.0035%
(d.4) Sharon Cooper & William Daniels * P.O. Box 1627 Gilbert, WV 25621	0.0028 acres 1/243 of 0.68 acres	0.0035%
(d.5) Rebecca Cooper * P.O. Box 314 Hurley, VA 24620	0.0028 acres 1/243 of 0.68 acres	0.0035%
(e) Carolyn Cole Jones Heirs, Devisees, Successors or Assigns		
(e.1) Caroline C. & Claude V. Keen * P.O. Box 233 Whitewood, VA 24657	0.1763 acres 7/27 of 0.68 acres	0.2204%
(f) Sherman & Vergie M. Cole Heirs, Devisees, Successors or Assigns		
(f.1) Mary F. Selle & David Harris 4823 Basswood Drive Columbus, GA 31904	0.0126 acres 1/54 of 0.68 acres	0.0157%
(f.2) Larry Dean & Bridgett L. Cole P.O. Box 3261 Lebanon, VA 24266	0.0126 acres 1/54 of 0.68 acres	0.0157%
(g) Kermit F. & Mona McNeil Cole Heirs, Devisees, Successors or Assigns		
(g.1) Nancy J. Cole * 208 Berkley Street Beckley, WV 25802	0.0756 acres 1/9 of 0.68 acres	0.0944%
(3) Island Creek Coal Company (1/9 int. P3 seam) Drawer L Oakwood, VA 24631	0.0756 acres 1/9 of 0.68 acres	0.0944%

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		Acres in Unit	Percent of Unit
OIL &	GAS FEE OWNERSHIP		
(1)	Norfolk Southern Corporation Real Estate Department 185 Spring Street Atlanta, GA 30303	0.68 acres	0.850%
Tract #7, 0.0	7 Acres		
COAL	FEE OWNERSHIP		
(1)	Caroline Cole Heirs, Devisees, Successors or Assigns, et al. (Coal below 800')	0.07 acres	0.0875%
(2)	Island Creek Coal Company (1/9 int. P3 seam) Drawer L Oakwood, VA 24631	0.0078 acres 1/9 of 0.07 acres	0.0097%
<u>OIL &amp;</u>	GAS FEE OWNERSHIP		
(1)	Caroline Cole Heirs, Devisees, Successors or Assigns	0.07 acres	0.0875%
(h	) Hinsel Cole Heirs, Devisees, Successors or Assigns		
	(h.1) Edith G. Street * P.O. Box 792 Grundy, VA 24614	0.0039 acres 1/18 of 0.07 acres	0.0049%
	(h.2) Marion S. Combs Heirs, Devisees, Successors or Assigns		
	(h.2.1) Frederick H. & Elane Combs III * 318 East Fincastle Tazewell, VA 24651	0.0013 acres 1/54 of 0.07 acres	0.0016%
	(h.2.2) Martha E. Combs * P.O. Box 1404 Abingdon, VA 24210	0.0013 acres 1/54 of 0.07 acres	0.0016%
	(h.2.3) Carol & John Irvin * 4710 Hunterwood Circle Richmond, TX 77469	0.0013 acres 1/54 of 0.07 acres	0.0016%
ract #8, 1.4	8 Acres		
COAL	FEE OWNERSHIP		
	Norfolk Southern Corporation et al.	1.48 acres	1.850%
(2)	Caroline Cole Heirs, Devisees, Successors or Assigns (Coal bel. 800', exc. 1/9 int. P3)	1.3156 acres 8/9 of 1.48 acres	1.644%
(a	) Gallie Cole Heirs, Devisees, Successors or Assigns		

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0.1096 acres 2/27 of 1.48 acres  0.1644 acres 1/9 of 1.48 acres  0.0822 acres 1/18 of 1.48 acres	0.137 0.137 0.137 0.206 0.103
2/27 of 1.48 acres  0.1096 acres 2/27 of 1.48 acres  0.1644 acres 1/9 of 1.48 acres  0.0822 acres 1/18 of 1.48 acres	0.137 0.206 0.103
2/27 of 1.48 acres  0.1644 acres 1/9 of 1.48 acres  0.0822 acres 1/18 of 1.48 acres	0.206 0.103
1/9 of 1.48 acres  0.0822 acres 1/18 of 1.48 acres  0.0822 acres	0.103
1/9 of 1.48 acres  0.0822 acres 1/18 of 1.48 acres  0.0822 acres	0.103
1/18 of 1.48 acres 0.0822 acres	
1/18 of 1.48 acres 0.0822 acres	
	0.103
1/18 of 1.48 acres	
0.0183 acres 1/81 of 1.48 acres	0.023
0.0061 acres 1/243 of 1.48 acres	0.008
0.0061 acres 1/243 of 1.48 acres	0.008
0.0061 acres 1/243 of 1.48 acres	0.008
0.0061 acres 1/243 of 1.48 acres	0.008
	0.0061 acres 1/243 of 1.48 acres 0.0061 acres 1/243 of 1.48 acres 0.0061 acres

	Acres in Unit	Percent of Unit
(e.1) Caroline C. & Claude V. Keen * P.O. Box 233 Whitewood, VA 24657	0.3837 acres 7/27 of 1.48 acres	0.480%
(f) Sherman & Vergie M. Cole Heirs, Devisees, Successors or Assigns		
(f.1) Mary F. Selle & David Harris 4823 Basswood Drive Columbus, GA 31904	0.0274 acres 1/54 of 1.48 acres	0.034%
(f.2) Larry Dean & Bridgett L. Cole P.O. Box 3261 Lebanon, VA 24266	0.0274 acres 1/54 of 1.48 acres	0.034%
<ul><li>(g) Kermit F. &amp; Mona McNeil Cole Heirs, Devisees, Successors or Assigns</li></ul>		
(g.1) Nancy J. Cole * 208 Berkley Street Beckley, WV 25802	0.1644 acres 1/9 of 1.48 acres	0.206%
(3) Island Creek Coal Company (1/9 int. P3 seam) Drawer L Oakwood, VA 24631	0.1644 acres 1/9 of 1.48 acres	0.2056%
OIL & GAS FEE OWNERSHIP		
<ul><li>(1) Norfolk Southern Corporation</li><li>Real Estate Department</li><li>185 Spring Street</li><li>Atlanta, GA 30303</li></ul>	1.48 acres	1.850%
<u>Tract #10 - 0.38 acres</u>		
COAL FEE OWNERSHIP		
(1) A. B. Jewell Estate *	0.38 acres	0.475%
<ul><li>(a) Artemus B. Jewell, Jr.</li><li>P.O. Box 117</li><li>Columbia Falls, ME 04623</li></ul>	0.06 acres 1/6 of 0.38 acres	0.0792%
(b) Bucky McConnell, Executrix P.O. Box 512 Tazewell, VA 24651	0.06 acres 1/6 of 0.38 acres	0.0792%
(c) Nancy J. Lowe P.O. Box 383 Tazewell, VA 24651	0.06 acres 1/6 of 0.38 acres	0.0792%
(d) Polly Ann <b>M</b> allory 1218 Sunset Drive Richlands, VA 24641	0.06 acres 1/6 of 0.38 acres	0.0792%

# Docket # VGOB-01-0515-0891 List of Conflicting Owners/Claimants that require escrow

			Acres in Unit	Percent of Unit
(e)	Janice Kear P.O. Box 1609 Chillicothe, OH 45601		0.06 acres 1/6 of 0.38 acres	0.0792%
(f)	Luanne Pugh 1224 2nd Street Richlands, VA 24641		0.06 acres 1/6 of 0.38 acres	0.0792%
	(OR - Due to mapping overlap)			
(1)	Norfolk Southern Corporation Real Estate Department 185 Spring Street Atlanta, GA 30303	ે જેફ <i>ુ</i> ં	0.38 acres	0.475%
OIL &	GAS FEE OWNERSHIP			
(1)	A. B. Jewell Estate *		0.38 acres	0.475%
(a)	Artemus B. Jewell, Jr. P.O. Box 117 Columbia Falls, ME 04623		0.06 acres 1/6 of 0.38 acres	0.0792%
(b)	Bucky McConnell, Executrix P.O. Box 512 Tazewell, VA 24651		0.06 acres 1/6 of 0.38 acres	0.0792%
(c)	Nancy J. Lowe P.O. Box 383 Tazewell, VA 24651		0.06 acres 1/6 of 0.38 acres	0.0792%
(d)	Polly Ann Mallory 1218 Sunset Drive Richlands, VA 24641		0.06 acres 1/6 of 0.38 acres	0.0792%
(e)	Janice Kear P.O. Box 1609 Chillicothe, OH 45601		0.06 acres 1/6 of 0.38 acres	0.0792%
(f)	Luanne Pugh 1224 2nd Street Richlands, VA 24641		0.06 acres 1/6 of 0.38 acres	0.0792%
	(OR - Due to mapping overlap)			
(1)	Norfolk Southern Corporation Real Estate Department 185 Spring Street Atlanta, GA 30303		0.38 acres	0.475%

<sup>\*</sup> Leased by Virginia Gas Distribution Company (previously Edwards & Harding), now assigned to BPC.

VIRGINIA: In the Clerk? Office of the fircuit Court of Buchanan County. The foregoing instrument was this day presented in the office aforeshid in the

rec'ed 3/13
mailed mailed

ENTERED

RECORDED IN THE CLERK'S OFTIC BUCHAMAN COUNTY ON MARCH 8, 2002 AT 12:22PM

